

BEFORE THE MERIT EMPLOYEE RELATIONS BOARD
OF THE STATE OF DELAWARE

Meng Xie,
Grievant
v.
Department of Health and
Social Services
State of Delaware,
Agency

Docket Number 04-05-306

ORDER OF DISMISSAL

Before Brenda C. Phillips, Chairperson, John F. Schmutz, Bernice M. Edwards and Paul R. Houck, Board Members, constituting a quorum of the Board pursuant to 29 Del. C. Section 5908(a).

And now, this 7th day of September, 2005, it appears to the Board that the grievant, Meng Xie, has abandoned her appeal to the Board (see copies of attached letters from the Board's administrative assistant to Ms. Xie over the last few months with no response to any of them.) Further, the Department of Health & Social Services, through their representative, Ilona Kirshon, Deputy Attorney General, does not object to this action.

Therefore, IT IS ORDERED that the appeal is DISMISSED due to its being abandoned by the appellant.


Brenda Phillips, Chairperson


John F. Schmutz, Member


Bernice Edwards, Member


Paul R. Houck, Member

Original: File
Copies: Grievant
Grievant's Representative
Agency
Agency's Representative
Board
State personnel Office (2 copies)

DATE MAILED

Sept. 8, 2005

COPY

BRENDA C. PHILLIPS, CHAIRPERSON
PAUL R. MOUCK, BOARD MEMBER
BERNICE M. EDWARDS, BOARD MEMBER
JOHN W. PITTS, BOARD MEMBER
JOHN F. SCHMUTZ, BOARD MEMBER

PHONE: (302) 739-6772
FAX: (302) 739-6774



STATE OF DELAWARE
MERIT EMPLOYEE RELATIONS BOARD
MARGARET M. O'NEILL BUILDING, SUITE 213
410 FEDERAL STREET, BOX 4
DOVER, DELAWARE 19901

August 23, 2005

Meng Xie
25 Cinnamon Drive
Hockessin, DE 19707

Dear Ms. Xie:

On July 29, 2005 I sent you a letter regarding the appeal you filed on May 5, 2004 alleging gross abuse of discretion in the promotion and salary determination of another employee. We had also written you last February asking you to either confirm or deny your intention to continue your appeal. Subsequent to this filing, we learned that you had left State employment. To date we have not heard from you.

I am again asking you to notify the Board, in writing, of your intent to continue or withdraw your appeal. If I do not hear from you by September 6, 2005 I shall advise the Board that you have abandoned your appeal and an Order of Dismissal will be issued.

You may contact me at (302) 739-6772 with any questions or concerns.

Sincerely,

A handwritten signature in cursive script that reads "Jean Lee Turner".

Jean Lee Turner
Administrative Assistant

/jlt

BRENDA C. PHILLIPS, CHAIRPERSON
PAUL R. HOUCK, BOARD MEMBER
BERNICE M. EDWARDS, BOARD MEMBER
JOHN W. PITTS, BOARD MEMBER
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STATE OF DELAWARE
MERIT EMPLOYEE RELATIONS BOARD
MARGARET M. O'NEILL BUILDING, SUITE 213
410 FEDERAL STREET, BOX 4
DOVER, DELAWARE 19901

July 29, 2005

Meng Xie
25 Cinnamon Drive
Hockessin, DE 19707


Dear Ms. Xie:

On February 11, 2005 I sent you a letter regarding the appeal you filed on May 5, 2004 alleging gross abuse of discretion in the promotion and salary determination of another employee.

Subsequent to this filing, we learned that you had left State employment. In our 2/11/05 letter we asked you to confirm your intent to continue your appeal. To date we have not heard from you. I am again asking you to notify the Board, in writing, of your intent to continue or withdraw your appeal.

You may contact me at (302) 739-6772 with any questions or concerns.

Sincerely,


Jean Lee Turner
Administrative Assistant

/jlt

BRENDA C. PHILLIPS, CHAIRPERSON
PAUL R. HOUCK, BOARD MEMBER
DALLAS GREEN, BOARD MEMBER
JOHN W. PITTS, BOARD MEMBER
JOHN F. SCHMUTZ, BOARD MEMBER

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STATE OF DELAWARE
MERIT EMPLOYEE RELATIONS BOARD
MARGARET M. O'NEILL BUILDING, 2ND FLOOR
410 FEDERAL STREET, SUITE 4
DOVER, DELAWARE 19901

February 11, 2005

Meng Xie
25 Cinnamon Drive
Hockessin, DE 19707

Dear Ms. Xie:

Your appeal alleging gross abuse of discretion in the promotion and salary determination of another employee is still pending before the Merit Employee Relations Board.

Subsequent to this filing, we learned that you have left employment at the Department of Health and Social Services. The purpose of this letter is to confirm your intent to continue your appeal. Please notify the Board of your intent to continue or withdraw your appeal.

You may contact me at (302) 739-6772 with any questions or concerns.

Sincerely,

A handwritten signature in cursive script that reads "Jean Lee Turner/ma".

Jean Lee Turner
Administrative Assistant

/ma